

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL
(For new non-provisional applications under 37 CFR § 1.53(b))

Atty. Dkt. No: 5760-12800

Inventor(s):
Margaret E. Knight and Rufeng Li

Title: BALANCING MOST
FREQUENTLY USED FILE
SYSTEM CLUSTERS
ACROSS A PLURALITY OF
DISKS

CERTIFICATE OF EXPRESS MAIL
UNDER 37 C.F.R. §1.10

"Express Mail" mailing label number: EV318247643US
DATE OF DEPOSIT: September 3, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to:

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Angela Hesse
 Angela Hesse

Application Elements

1. Filing Fee

The filing fee is calculated as shown below.

Total Claims	34	-20=	14	x \$18.00=	\$252.00
Independent Claims	6	-3 =	3	x \$84.00=	\$252.00
Multiple Dependent Claims				Fee:	
				Basic Fee:	\$750.00
				Sub-Total:	
				Reduction by 50% for Small Entity:	
				Assignment Fee	\$40.00
				Total:	\$1,294.00

The Commissioner is hereby authorized to charge the filing fee and any other fees which may be required or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel PC, Deposit Account No. 501505/5760-12800.

2. Specification
23 page(s) of specification; 8 page(s) of claims, 1 page(s) of abstract

3. Drawings
Informal Figure(s) 1-5 on 5 sheet(s)

4. Oath or Declaration

Newly executed

Copy from a prior application (see 37 C.F.R. § 1.63(d))
Deletion of Inventor(s) (in continuation or divisional applications):
 Delete the following inventor(s) named in the prior non-provisional application:

The inventor(s) to be deleted are set forth on a signed sheet attached hereto.

5. The entire disclosure of the prior application referred to above is considered to be part of the accompanying application and is hereby incorporated by reference herein.

221151 U.S. PTO
10/653751



09/03/03

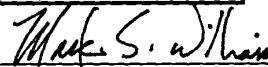
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Sale-Ref: 000000897-DAH: 501505 10653751
01 FC:1001 750.00 DA
02 FC:1201 169.00 DA
03 FC:1802 252.00 DA

6. Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 Computer Readable copy
 Paper Copy (identical to computer copy)
 Statement verifying identity of above copies
8. Assignment Papers
9. Power of Attorney
 Is attached.
 The power of attorney appears in the original papers of the prior application.
 Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
10. Information Disclosure Statement (IDS)
 Copies of IDS Citations
11. Amendments
 A preliminary amendment is enclosed.
 Cancel in this application claim(s) _____ before calculating the filing fee. At least one independent claim is retained for filing purposes.
 Amend the specification by inserting before the first line the sentence: _____.
12. Return Receipt Postcard
13. Small Entity Status
 A small entity statement is enclosed.
 A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
 Is no longer claimed.
14. Priority of foreign application number _____, filed on _____ in _____ is claimed under 35 U.S.C. §§ 119(a)-(d)
15. Petition under 37 C.F.R. § 136 for Extension of Time
16. Fee Authorization forms
16. Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i)

Address all future correspondence to:

Jeffrey C. Hood
Meyertons, Hood, Kivlin, Kowert & Goetzel PC
P.O. Box 398
Austin, Texas 78767
Phone: (512) 853-8800 Fax: (512) 853-8801

Signature



Mark S. Williams

Name

Registration No.

50,658

Date

September 3, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FEES AUTHORIZATION

Atty. Dkt. No:	5760-12800
Inventor(s):	Margaret E. Knight and Rufeng Li
Title:	BALANCING MOST FREQUENTLY USED FILE SYSTEM CLUSTERS ACROSS A PLURALITY OF DISKS

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Total Claims	34	-20=	14	x \$18.00=	\$252.00
Independent Claims	6	-3 =	3	x \$84.00=	\$252.00
				Basic Fee:	\$750.00
				Total:	\$1,254.00

Attorney Docket No.: 5760-12800

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number.

Respectfully submitted,

Mark S. Williams

Mark S. Williams
Reg. No. 50,658
Agent for Applicants

Meyertons, Hood, Kivlin, Kowert & Goetzel PC
P.O. Box 398
Austin, Texas 78767-0398
Ph: (512) 853-8800
Date: September 3, 2003

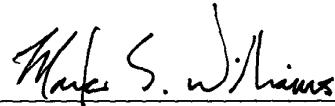
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<p style="text-align: center;">CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. §1.10</p> <p>"Express Mail" mailing label number: EV318247643US DATE OF DEPOSIT: September 3, 2003</p> <p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p> <p> Angela Hesse</p>	<p style="text-align: center;">REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Atty Docket Number:</td> <td style="width: 50%;">5760-12800</td> </tr> <tr> <td>First Named Inventor:</td> <td>Margaret E. Knight</td> </tr> <tr> <td>Title:</td> <td>BALANCING MOST FREQUENTLY USED FILE SYSTEM CLUSTERS ACROSS A PLURALITY OF DISKS</td> </tr> </table>	Atty Docket Number:	5760-12800	First Named Inventor:	Margaret E. Knight	Title:	BALANCING MOST FREQUENTLY USED FILE SYSTEM CLUSTERS ACROSS A PLURALITY OF DISKS
Atty Docket Number:	5760-12800						
First Named Inventor:	Margaret E. Knight						
Title:	BALANCING MOST FREQUENTLY USED FILE SYSTEM CLUSTERS ACROSS A PLURALITY OF DISKS						

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b)

September 3, 2003

Date



Signature

Mark S. Williams 50,658
Typed or printed name Reg. No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.